

# **EXHIBIT E**



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Trademark Application

Serial No. : 78/078313  
Filed : August 8, 2001  
Published : December 3, 2002  
Applicant : Hearts on Fire Company  
Trademark : THE MOST PERFECTLY CUT DIAMOND IN THE WORLD  
International Class : 014

BOX TTAB/NO FEE

Assistant Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3513

01-03-2003

U.S. Patent & TMO/TM Mail Rpt 1 Dt. #77

FIRST REQUEST FOR AN EXTENSION OF TIME  
TO FILE NOTICE OF OPPOSITION

Sir:

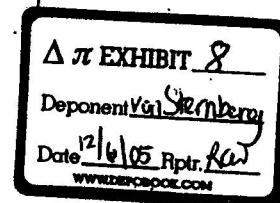
Pursuant to 15 U.S.C. §1063 and Trademark Rule 2.102, request is hereby made for a sixty (30) day extension of the time within which a Notice of Opposition may be filed with respect to the above- identified application in International Class 014.

This request is made on behalf of the following prospective opposers.

- (1) EightStar Diamond Company, P.O. Box 7077, Cotati, California 94931;
- (2) E.R. Sawyer Jewelers, 638 Fourth Street, Santa Rosa, California 95404;
- (3) Continental Diamond Company, Minneapolis, Minnesota;
- (4) David Craig Jewelers, Summit Shopping Center, Langhorne, Pennsylvania 19047;
- (5) Jones & Jones Jewelers, 609 S.W. Alder Street, Portland, Oregon 97205;
- (6) David Fairclough Fine Jewelers, 7141 West Central Avenue, Toledo, Ohio 43617;
- (7) Wyman Jewelers, 18 Wyman Street, Stoughton, Massachusetts 02072;
- (8) Arthur Gordon's Fine Jewelry, 7101 North May Avenue, Oklahoma City, Oklahoma 73116;
- (9) Clodius & Co. Jewelers, 308 W. State Street, Rockford, Illinois 61101;
- (10) Jules R. Schubot Jewelers, 3001 W. Big Beaver Road, Suite 112, Troy, Michigan 48084;
- (11) Diamond Boutique, Inc., 9450 Mira Mesa Blvd., Suite C, San Diego, California 92126; and

Request to Extend Time  
Atty Docket No: 00749.L1

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(12) Willow Glenn Custom Jewelers, 1302 Lincoln Avenue, San Jose, California 95125.

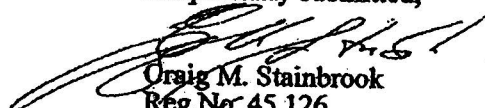
The extension is necessary in order for the numerous prospective opposers to investigate and evaluate the necessity and advisability of filing a Notice of Opposition.

The time within which a Notice of Opposition must be filed presently expires on January 2, 2003. If this request is granted, the time within which the prospective opposers may file a Notice of Opposition would be extended to and include *March 3, 2002*.

If, for any reason, the Board denies this request, it is respectfully requested that an automatic thirty (30) day extension of time be granted.

The foregoing request is made in good faith and not for the purpose of delay, and is being submitted in triplicate in accordance with Trademark Rule 2.102(d).

Respectfully submitted,



Craig M. Stainbrook  
Reg. No. 45,126  
JOHNSON & STAINBROOK, LLP  
3550 Round Barn Blvd., Suite 203  
Santa Rosa, CA 95403  
707.578.9333 tel  
707.578-3133 fax  
Attorneys for Prospective Opposers

**Certificate of Mailing by Express Mail**

The undersigned hereby certifies that this FIRST REQUEST FOR AN EXTENSION OF TIME TO FILE NOTICE OF OPPOSITION is being deposited with the United States Postal Service "Express Mail Post Office to Addressee Service" in accordance with the provisions of 37 CFR Section 1.10 on the date indicated below and is addressed to:

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Assistant Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3513

Express Mail Label No: EL 879340124 US

Date: 2 Jan 2003



Craig M. Stainbrook



**Registered Patent Attorneys**  
**Patents, Trademarks, Copyrights**  
**and Related Matters**

**Sonoma County Office**  
3550 Round Barn Blvd., Ste. 203  
Santa Rosa, CA 95403  
Tel: (707) 578-9333  
Fax: (707) 578-3133

Attorney Docket No. 00749.L1

~~ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED~~

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U.S. Patent & TMO, TM Mail Rcpt DL #77

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TRADEMARK TRIAL AND  
OFFICIAL JUDGMENT  
03 JAN -7 9:30

Very truly yours,

**JOHNSON & STAINBROOK, LLP**

**Craig M. Stainbrook**